

01-24-02 A

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

*Only for new nonprovisional applications under 37 CFR 1.53(b)*

10/25/01

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents

U.S. PTO

10/25/01  
J857 U.S. PTO

\*Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)

Applicant claims small entity status.  
(See 37 CFR 1.27)

3.  Specification [Total Pages 12]  
(preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4.  Drawing(s) (35 USC 113) [Total Sheets 7]

5. Oath or Declaration [Total Pages 2]

- a.  Newly executed (original or copy)
- b.  Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)  
[Note Box 5 below]

DELETION OF INVENTORS

- i.  Signed statement attached deleting inventor(s) named in the prior application, see CFR §§ 1.63(d)(2) and 1.33(b).

6.  Application Data Sheet. See 37 CFR 1.76

18. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment:

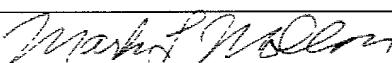
- Continuation
- Divisional
- Continuation-in-part (CIP)

of prior Application No. /

Group/Art Unit \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_  
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

<input type="checkbox"/> Customer Number or Bar Code Label	or <input checked="" type="checkbox"/> Correspondence address below			
Name	Harley R Ball Sprint Communications Corporation			
Address	8140 Ward Parkway Mail Stop MOKCMP0506			
City	Kansas City	State	MO	Zip Code 64114
Country	USA	Telephone		Fax
Name (print/type) Mark L. Mollon			Registration No. (Attorney/Agent)	31,123
Signature 			Date	October 25, 2001

Burden Hour Statement. This form is estimated to take 0 2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231  
c:\2123\15724.sb05.doc

**Certificate of Mailing by Express Mail**

"Express Mail" Mailing Label No. EL 684695297 US Date of Deposit October 25, 2001. I hereby certify that this paper or fee is being deposited in the United States "Express Mail Post Office to Addressee" service under 37 CFR 4.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

  
Terri L. Fox

**FEE TRANSMITTAL**  
**For FY 2002**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 780 )

Complete if known	
Application Number	
Filing Date	
First Named Inventor	Benjamin J. Parker et al.
Examiner Name	
Group/Art Unit	
Attorney Docket No.	1689 (15724)

METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																																																																																																																																																																																																							
<p>1. <input checked="" type="checkbox"/> The commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Acct. No. <u>50-0567</u></p> <p>Deposit Acct. Name <u>MacMillan, Sobanski, &amp; Todd, LLC</u></p> <p><input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p> <p>2. <input type="checkbox"/> Payment Enclosed:</p> <p><input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>				<p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">Large Entity Fee</th> <th style="width: 10%;">Entity Fee</th> <th style="width: 10%;">Small Entity Fee</th> <th style="width: 10%;">Entity Fee</th> <th style="width: 40%;">Fee Description</th> <th style="width: 10%;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting a publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within 1<sup>st</sup> month</td><td></td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within 2<sup>nd</sup> month</td><td></td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within 3<sup>rd</sup> month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within 4<sup>th</sup> month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within 5<sup>th</sup> month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>460</td><td>243</td><td>230</td><td>Design issue fee</td><td></td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Disclosure Statement</td><td></td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Recording each patent assignment per property (times number of properties) <b>40</b></td><td></td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>179</td><td>740</td><td>279</td><td>370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for Continued Examination</td><td></td></tr> <tr><td></td><td></td><td></td><td></td><td>Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="4">Other fee (specify) _____</td><td colspan="2"></td><td colspan="2"></td></tr> <tr> <td colspan="4" style="text-align: right;">*Reduced by Basic Filing Fee Paid</td> <td style="text-align: center;">SUBTOTAL (3)</td> <td colspan="2" style="text-align: right;">\$ <u>40</u></td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (2) \$ <u>0</u></td> <td colspan="4"></td> </tr> <tr> <td colspan="4" style="text-align: right;">** or number previously paid, if greater; for Reissues, see above</td> <td colspan="4"></td> </tr> </tbody> </table>				Large Entity Fee	Entity Fee	Small Entity Fee	Entity Fee	Fee Description	Fee Paid	105	130	205	65	Surcharge - late filing fee or oath		127	50	227	25	Surcharge - late provisional filing fee or cover sheet		139	130	139	130	Non-English specification		147	2,520	147	2,520	For filing a request for reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*	Requesting a publication of SIR after Examiner action		115	110	215	55	Extension for reply within 1 <sup>st</sup> month		116	400	216	200	Extension for reply within 2 <sup>nd</sup> month		117	920	217	460	Extension for reply within 3 <sup>rd</sup> month		118	1,440	218	720	Extension for reply within 4 <sup>th</sup> month		128	1,960	228	980	Extension for reply within 5 <sup>th</sup> month		119	320	219	160	Notice of Appeal		120	320	220	160	Filing a brief in support of an appeal		121	280	221	140	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive - unavoidable		141	1,280	241	640	Petition to revive - unintentional		142	1,280	242	640	Utility issue fee (or reissue)		143	460	243	230	Design issue fee		144	620	244	310	Plant issue fee		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Petitions related to provisional applications		126	180	126	180	Submission of Information		581	40	581	40	Disclosure Statement		146	740	246	370	Recording each patent assignment per property (times number of properties) <b>40</b>		149	740	249	370	Filing a submission after final rejection (37 CFR 1.129(a))		179	740	279	370	For each additional invention to be examined (37 CFR 1.129(b))		169	900	169	900	Request for Continued Examination						Request for expedited examination of a design application		Other fee (specify) _____								*Reduced by Basic Filing Fee Paid				SUBTOTAL (3)	\$ <u>40</u>			SUBTOTAL (2) \$ <u>0</u>								** or number previously paid, if greater; for Reissues, see above							
Large Entity Fee	Entity Fee	Small Entity Fee	Entity Fee	Fee Description	Fee Paid																																																																																																																																																																																																																						
105	130	205	65	Surcharge - late filing fee or oath																																																																																																																																																																																																																							
127	50	227	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																																																																																							
139	130	139	130	Non-English specification																																																																																																																																																																																																																							
147	2,520	147	2,520	For filing a request for reexamination																																																																																																																																																																																																																							
112	920*	112	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																																																							
113	1,840*	113	1,840*	Requesting a publication of SIR after Examiner action																																																																																																																																																																																																																							
115	110	215	55	Extension for reply within 1 <sup>st</sup> month																																																																																																																																																																																																																							
116	400	216	200	Extension for reply within 2 <sup>nd</sup> month																																																																																																																																																																																																																							
117	920	217	460	Extension for reply within 3 <sup>rd</sup> month																																																																																																																																																																																																																							
118	1,440	218	720	Extension for reply within 4 <sup>th</sup> month																																																																																																																																																																																																																							
128	1,960	228	980	Extension for reply within 5 <sup>th</sup> month																																																																																																																																																																																																																							
119	320	219	160	Notice of Appeal																																																																																																																																																																																																																							
120	320	220	160	Filing a brief in support of an appeal																																																																																																																																																																																																																							
121	280	221	140	Request for oral hearing																																																																																																																																																																																																																							
138	1,510	138	1,510	Petition to institute a public use proceeding																																																																																																																																																																																																																							
140	110	240	55	Petition to revive - unavoidable																																																																																																																																																																																																																							
141	1,280	241	640	Petition to revive - unintentional																																																																																																																																																																																																																							
142	1,280	242	640	Utility issue fee (or reissue)																																																																																																																																																																																																																							
143	460	243	230	Design issue fee																																																																																																																																																																																																																							
144	620	244	310	Plant issue fee																																																																																																																																																																																																																							
122	130	122	130	Petitions to the Commissioner																																																																																																																																																																																																																							
123	50	123	50	Petitions related to provisional applications																																																																																																																																																																																																																							
126	180	126	180	Submission of Information																																																																																																																																																																																																																							
581	40	581	40	Disclosure Statement																																																																																																																																																																																																																							
146	740	246	370	Recording each patent assignment per property (times number of properties) <b>40</b>																																																																																																																																																																																																																							
149	740	249	370	Filing a submission after final rejection (37 CFR 1.129(a))																																																																																																																																																																																																																							
179	740	279	370	For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																																																																																																																							
169	900	169	900	Request for Continued Examination																																																																																																																																																																																																																							
				Request for expedited examination of a design application																																																																																																																																																																																																																							
Other fee (specify) _____																																																																																																																																																																																																																											
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3)	\$ <u>40</u>																																																																																																																																																																																																																						
SUBTOTAL (2) \$ <u>0</u>																																																																																																																																																																																																																											
** or number previously paid, if greater; for Reissues, see above																																																																																																																																																																																																																											

SUBMITTED BY		Complete (if applicable)	
Typed or Printed Name	Mark L. Mollon	Reg. No.	31,123
Signature	<i>Mark L. Mollon</i>	Date	0/25/01
		Deposit Account User ID	

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement. This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231  
c:\2123\15724 sb17 doc

PTO/SB/35 (11/00)

Approved for use through 10/31/2002. OMB 0651-0031

Patent and Trademark Office: U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Benjamin J. Parker et al.
	Title	Configuration Recovery after Gateway Failure
	Atty Docket Number	1689 (15724)

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires the publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10/25/01

Date

Mark L. Mollon

Signature

Mark L. Mollon

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). This form is estimated to take 6 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231  
c:\2123\15724.sb35.doc